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8 UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
9 AT TACOMA

10 ARLENE ELLIS,

11 Plaintiff,

12 v.

13 MICHAEL J. ASTRUE,, Commissioner of
the Social Security Administration

14 Defendant.
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CASE NO. 11-cv-05833-RBL-JRC

REPORT AND RECOMMENDATION
ON STIPULATED MOTION FOR
REMAND

16 This matter has been referred to Magistrate Judge J. Richard Creatura pursuant to 28
17 U.S.C. § 636(b)(1)(B) and Local Magistrates Rule MJR 4(a)(4), and as authorized by Mathews,
18 Secretary of H.E.W. v. Weber, 423 U.S. 261 (1976). This matter is before the Court on
19 defendant's stipulated motion to remand the matter to the Commissioner for further
20 consideration pursuant to sentence six of 42 U.S.C. § 405(g) (ECF No. 12).

21 After reviewing defendant's stipulated motion and the relevant record, the undersigned
22 recommends that the Court grant defendant's motion and ORDER that the above-captioned case
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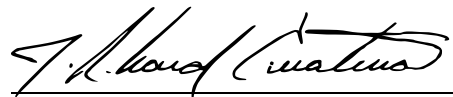
1 be REMANDED for further administrative proceedings pursuant to sentence six of 42 U.S.C. §
2 405(g). This Court shall retain jurisdiction.

3 On remand, the Administrative Law Judge (the “ALJ”) should conduct a *de novo* hearing.
4 The ALJ should: (1) obtain medical records from The Vancouver Clinic and add them to the
5 administrative record; (2) update the medical treatment evidence and reevaluate the treating,
6 examining, and non-examining medical source opinions in the record; (3) if warranted, obtain
7 evidence from a medical expert to clarify the nature and severity of Plaintiff’s impairments; (4)
8 reevaluate Plaintiff’s credibility and residual functional capacity on the updated record, citing
9 specific evidence in support of assessed limitations; (5) continue with the sequential evaluation
10 process, obtaining medical expert testimony and supplemental vocational expert testimony if
11 warranted, and further consider whether or not Plaintiff can perform past relevant work; and (6)
12 evaluate the effect, if any, of Plaintiff’s subsequent allowance finding her disabled beginning
13 March 15, 2011.

14 If the final decision of the Commissioner on remand is not fully favorable to Plaintiff,
15 Plaintiff may seek judicial review by moving to reopen this case rather than by filing a new
16 Complaint.

17 Given the facts and the parties’ stipulation, the Court recommends that the District Judge
18 immediately approve this Report and Recommendation and order the case be **REMANDED**
19 pursuant to sentence six of 42 U.S.C. § 405(g).

20 Dated this 6th day of February, 2012.

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22 
23 J. Richard Creatura
24 United States Magistrate Judge